

King County

1200 King County Courthouse 516 Third Avenue Seattle, WA 98104

Meeting Agenda Board of Health

Metropolitan King County Councilmembers: Joe McDermott, Chair; Rod Dembowski, Vice Chair; Kathy Lambert Alternate: Reagan Dunn

Seattle City Councilmembers: Sally Bagshaw, Lorena González, Debora Juarez Alternate: Bruce Harrell

Sound Cities Association Members: David Baker, Vice Chair; Largo Wales Alternates: Susan Honda, Shelley Kloba

Health Professionals: Ben Danielson, MD; Bill Daniell, MD Non-Voting: Christopher Delecki, DDS,MBA,MPH, Vice Chair

Director, Seattle-King County Department of Public Health: Patty Hayes Staff: Maria Wood, Board Administrator (206-263-8791)

1:30 PM

Thursday, February 18, 2016

Room 1001

- 1. Call to Order
- 2. Roll Call

- To show a PDF of the written materials for an agenda item, click on the agenda item below.
- 3. Announcement of Any Alternates Serving in Place of Regular Members
- 4. Approval of Minutes of January 21, 2016 pg 5
- 5. Public Comments
- 6. Director's Report



Sign language and communication material in alternate formats can be arranged given sufficient notice (296-1000).

TDD Number 296-1024.

ASSISTIVE LISTENDING DEVICES AVAILABLE IN THE COUNCIL CHAMBERS.



Discussion and Possible Action

7. Election of Chair and Vice Chairs

8. Reappointment of Dr. Chris Delecki into a second three year term

9. Resolution No. 16-01 pg 9

A RESOLUTION designating the order in which the vice-chairs of the King County Board of Health may act in the absence of the chair in 2016.

10. Resolution No. 16-02 pg 11

A RESOLUTION adopting the 2016 work plan for the King County Board of Health.

11. Resolution No. 16-03 pg 15

A RESOLUTION supporting ongoing collaboration for the purpose of improving the health and well-being of King County residents by ensuring safe drinking and surface water in King County.

Darrell Rodgers, Manager, Community Environmental Health section, Environmental Health Division, Public Health – Seattle & King County

Briefings

12. BOH Briefing No. 16-B03

Director's Annual Report

Patty Hayes, Director, Public Health - Seattle & King County

13. BOH Briefing No. 16-B04

Legislative Update

Jennifer Muhm, Legislative Affairs Officer, Public Health - Seattle & King County

- 14. Chair's Report
- 15. Board Member Updates
- 16. <u>Administrator's Report</u>
- 17. Other Business

Adjournment

If you have questions or need additional information about this agenda, please call 206-263-8791, or write to Maria Wood, Board of Health Administrator via email at maria.wood@kingcounty.gov

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Meeting Minutes Board of Health

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Alternate: Reagan Dunn

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Director, Seattle-King County Department of Public Health: Patty Hayes Staff: Maria Wood, Board Administrator (206-263-8791)

1:30 PM

Thursday, January 21, 2016

Room 1001

DRAFT MINUTES

1. Call to Order

The meeting was called to order at 1:38 p.m.

2. Roll Call

Present: 7 - Mr. Baker, Dr. Daniell, Mr. Dembowski, Ms. Gonzalez, Ms. Juarez, Mr.

McDermott and Ms. Wales

Excused: 3 - Ms. Bagshaw, Dr. Danielson and Ms. Lambert

Flag Salute and Pledge of Allegiance

Boardmember Honda led the flag salute and pledge of allegiance.

3. <u>Announcement of Any Alternates Serving in Place of Regular Members</u>

Boardmember Honda and Boardmember Kloba were also in attendance at the meeting.

4. Approval of Minutes of November 19, 2015

Boardmember Baker moved to approve the minutes of the November 19, 2015 meeting as presented. Seeing no objection, the Chair so ordered.

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Board of Health February 1

5. Public Comments

The following person spoke: Alex Tsimerman

6. <u>Director's Report</u>

Ms. Hayes announced that she will be setting up meetings with new members. Maria Wood will provide orientations.

Ms. Hayes introduced Dr. Kyle Yasuda, Medical Officer, Best Start for Kids. Dr. Yasuda is a leading pediatrician that sits on the National Board for the American Academy of Pediatrics and is involved with research and policy on brain development.

Ms. Hayes indicated that Public Health has been working on a system of public notification of food borne illnesses associated with restaurants.

Ms. Hayes reported on a new virus that has emerged known as the Zika virus. The Zika virus is transmitted by mosquitos. The State Department of Health and the Centers for Disease Control and Prevention are providing guidance to healthcare providers and travelers.

Ms. Hayes reported on a new strain of canine influenza virus that created an outbreak across the country in 2015. Dogs have no immunity against this new strain that has caused significant disruption to pet owners, businesses and veterinarians where it has emerged.

Discussion and Possible Action

7. R&R No. BOH16-01

A RULE AND REGULATION relating to animal shelter fees; amending R&R 09-07, Section 44, as amended, and BOH 2.13.020, R&R 09-07, Section 47, as amended, and BOH 2.13.050; enacted pursuant to RCW 70.05.060, including the latest amendments or revisions thereto.

The following person spoke: Alex Tsimerman

Dr. Beth Lipton, Veterinarian, Public Health, provided information about proposed changes to the permit fees for pet related businesses.

A motion was made by Boardmember Baker that this R&R be Passed. The motion carried by the following vote:

Yes: 9 - Mr. Baker, Dr. Daniell, Mr. Dembowski, Ms. Gonzalez, Ms. Juarez, Mr. McDermott and Ms. Wales

Excused: 4 - Ms. Bagshaw, Dr. Danielson and Ms. Lambert

Briefings

8. BOH Briefing No. 16-B01

Annual Report on Changes to Environmental Health Fees

Ngozi Oleru, Director, Environmental Health Division and Lori Chan, Finance Manager, Environmental Health Division, provided a report on the 2015 Annual Rate Review.

This matter was Presented

9. BOH Briefing No. 16-B02

Legislative Update

Jennifer Muhm, Legislative Affairs Officer, Public Health, presented a legislative update.

This matter was Presented

10. Chair's Report

The Chair reported on a call from Los Angeles County, inquiring about the Chair testifying before the County Board of Supervisors about secure medicine return. LA County is interested in implementing their own secure medicine return program and noted that they have used King County's rule as a model. The Chair recognized the hard work of the Board and congratulated those who were and continue to be involved in this work.

11. Board Member Updates

No report was given.

12. Administrator's Report

Ms. Wood reminded Boardmembers that the Board of Health reorganization will take place at the February 18th meeting. She also requested that ideas for the 2016 workplan be sent to Chair McDermott, Director Hayes or Maria Wood.

Other Business 13.

Adjournment

The meeting adjourned at 2:39 p.m.

If you have questions or need additional information about this agenda, please call 206-263-8791, or write to Maria Wood, Board of Health Administrator via email at maria.wood@kingcounty.gov

Approved this	day of	·
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		Clerk's Signature



KING COUNTY

1200 King County Courthouse 516 Third Avenue Seattle, WA 98104

Signature Report

February 10, 2016

Resolution

	Proposed No. 16-01.1 Sponsors
1	A RESOLUTION designating the order in which the vice-
2	chairs of the King County Board of Health may act in the
3	absence of the chair in 2016.
4	WHEREAS, on April 16, 2009, the King County Board of Health adopted
5	operating rules for the board through BOH R&R 09-04, and
6	WHEREAS, the adopted operating rules state that the board shall designate
7	annually four vice-chairs, each representing one of the major categories of membership,
8	and
9	WHEREAS, the adopted operating rules state that, in the absence of the chair, a
10	vice-chair will exercise the duties, powers and prerogatives of the chair, and
11	WHEREAS, the adopted operating rules state that each year the board shall
12	designate by resolution the order in which the vice-chairs may act in absence of the chair
13	and
14	WHEREAS, the adopted operating rules state that the order of the vice-chairs
15	shall rotate annually;
16	NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF HEALTH OF
17	KING COUNTY:
18	For 2016, the board designates the following order in which the vice-chairs may
19	act in absence of the chair:

20	A. Vice-chair representing the health professionals;	
21	B. Vice-chair representing the metropolitan King County council;	
22	C. Vice-chair representing the city of Seattle; and	
23	D. Vice-chair representing the suburban cities.	
24		
- •		
		BOARD OF HEALTH
		KING COUNTY, WASHINGTON
	ATTEST:	J. Joseph McDermott, Chair
	Anne Noris, Clerk of the Board	
	Attachments: None	
	Attachments. None	



KING COUNTY

1200 King County Courthouse 516 Third Avenue Seattle, WA 98104

Signature Report

February 10, 2016

Resolution

	Proposed No. 16-02.1 Sponsors
1	A RESOLUTION adopting the 2016 work plan for the
2	King County Board of Health.
3	WHEREAS, Washington state law vests in the King County Board of Health
4	broad authority and responsibility to protect the health of the people of King County
5	through including, but not limited to, the enactment of rules and regulations, guidelines
6	and recommendations and resolutions to preserve, promote and improve the public
7	health; the prevention and control of contagious diseases; and the establishment of fees
8	for health-related licenses and permits, and
9	WHEREAS, in 2016, the King County Board of Health will hold regular meetings
10	on the third Thursday of the month, and
11	WHEREAS, the priorities set for the King County Board of Health in 2016
12	include: prevention strategies; health system transformation; foundational public health
13	services financing and policy; healthy housing; environmental health; items of interest
14	and emerging issues; and approving the governance plan for the federal Health Care for
15	the Homeless Network grant.
16	NOW, THEREFORE, BE IT RESOLVED by the Board of Health of King
17	County:

L8	The 2016 King County Board of H	Iealth Work Plan, Attachment A to this	
L9	resolution, is hereby adopted.		
20			
		BOARD OF HEALTH KING COUNTY, WASHINGTON	
	ATTEST:	J. Joseph McDermott, Chair	
	Anne Noris, Clerk of the Board	-	
	Attachmanta A 2016 Vina County Doord of H	oolde Warde Dien	
	Attachments: A. 2016 King County Board of Health Work Plan		

2016 King County Board of Health Work Plan

The Board of Health work plan focuses on actions and policies that address the major causes of poor health in King County. The Board of Health is committed to improving the health of all residents in King County and focuses specifically on addressing health disparities impacting the most vulnerable of our community. Potential policies will be developed through an equity and social justice lens with the goal of mitigating health disparities related to race, gender, economic status and place.

Prevention Strategies

- Cancer Prevention
 - o Vaping, cannabis and other tobacco-related policies
 - Explore an expanded local regulation to address youth access and poisonings related to vaping products
 - Monitor state cannabis legislation with particular focus on youth access and distribution of I-502 revenues to prevention and education activities
 - Tanning bed notices
 - Artificial turf
- Reproductive and Sexual Health
- Childhood Vaccination
- Healthy Eating and Active Living

Health System Transformation in King County

- Assure that system redesign strengthens the integration of physical health, behavioral health, population health, and human services following the principles set forth by the King County Transformation Plan by tracking developments related to:
- Accountable Community of Health, a regional-level collaborative structure, to maximize prevention and reduce health inequities
 - Expansion of the Communities of Opportunity initiative under Best Starts for Kids
 - Financing opportunities and threats, especially related to federal funding mechanisms (e.g., Medicaid 1115 waiver)
 - Continued monitoring of the health system with the implementation of the Affordable Care Act:
 - o System capacity to provide care
 - o Measurement of coverage and quality of care, and use of preventive services
 - o Data on access to care

Foundational Public Health Services Financing & Policy

- Support development of state public health funding/policy ask in alignment with the Foundational Public Health Services (2017 Legislative ask expected from Washington State Department of Health)
- Monitor financing opportunities and innovative state funding mechanisms (e.g. wellness trust, social impact bonds)

Healthy Housing

• Creation of a Healthy Housing Guideline & Recommendation

Environmental Health

- Food Program Review update on implementation of process improvements and service redesign including changes in restaurant performance reporting
- Align Title 14 Water Recreation Facilities with federal and state standards
- Sustainable funding for on-site sewage (OSS) oversight

Environmental Health, cont.

- Local Hazardous Waste Management
 - o Oversee implementation of the Secure Medicine Return Rule & Regulation
 - o Consider fee increase for 2017
- Federal menu labeling (contingent on Federal rule making)
- Complete Seattle Code Merger

Items of Interest & Emerging Issues

- Annual Report from the Public Health Director
- Lead renewed efforts on childhood screening and changes to state standards for exposure
- Gun violence prevention
- Opioid and heroin addiction and overdose
- Emergency response to unsheltered individuals and families
- Update and approve the Governance Plan for the federal Health Care for the Homeless Network Grant

Required Written Reports

- Farmers Market Performance Report Environmental Health
- **Fee Status Report** Environmental Health

Subcommittees

Foundational Public Health Services Financing and Policy

Members: Boardmembers, Baker, Danielson, McDermott, Seattle Rep and Director Hayes

Staff: Jennifer Muhm

Healthy Housing

Members: Boardmembers Delecki and Wales

Staff: Nicole Thomsen

Vaping

Members: Boardmembers Danielson, McDermott, Wales, Seattle Rep

Staff: Scott Neal, Dr. Jeff Duchin

Standing Committee (proposed)

Health Care for the Homeless Oversight

Members:

Staff: John Gilvar, Denise Hawthorne



Proposed No. 16-03.1

KING COUNTY

1200 King County Courthouse 516 Third Avenue Seattle, WA 98104

Signature Report

February 9, 2016

Resolution

	Proposed No. 16-03.1 Sponsors
1	A RESOLUTION supporting ongoing collaboration for the
2	purpose of improving the health and well-being of King
3	County residents by ensuring safe drinking and surface
4	water in King County.
5	WHEREAS, proper septic system use and routine maintenance are vital to
6	protecting public health, preserving our highly valued groundwater, lakes, streams and
7	Puget Sound and avoiding costly repairs that can result from neglect, and
8	WHEREAS, more than eighty thousand septic systems treat wastewater from
9	homes and businesses, serving more than ten percent of King County's developed
10	properties, and
11	WHEREAS, while septic systems protect water quality when designed, installed
12	and used correctly, it is estimated that more than thirty thousand septic systems in King
13	County were installed prior to modern safety standards, resulting in potentially one
14	billion nine hundred million gallons of insufficiently treated wastewater from inadequate
15	septic systems each year posing a threat to human health, and
16	WHEREAS, Puget Sound county boards of health are authorized by RCW
17	70.05.190 to impose and collect reasonable rates or charges sufficient to pay for the
18	actual costs of administration and operation of the septic system program management
19	plan and contract with the county treasurer to collect the rates or charges, and

WHEREAS, there is documented pollution from septic systems, agriculture, and
other sources in one hundred ninety-two listed segments of rivers, streams and marine
waters and eight hundred thirty-four acres of potential commercial shellfish beds in Puge
Sound, and
WHEREAS, Public Health - Seattle & King County is mandated by chapter 246-
272A WAC to monitor and regulate septic systems and by chapter 70.118A RCW to
implement a septic system program management plan to protect the public's health, and
WHEREAS, clean and healthy surface and groundwater in King County requires
a collaborative approach from many King County agencies, including Public Health -
Seattle & King County, the department of natural resources and parks, the department of
information technology, the office of the county executive, the office of the county
assessor, and those entities involved in waste water treatment, including local
jurisdictions and sewer districts, and
WHEREAS, with the support of local partners, Public Health - Seattle & King
County must develop a robust, sustainably funded system to identify and monitor septic
systems, provide education to septic system owners and installation and maintenance
professionals;
NOW, THEREFORE, BE IT RESOLVED by the Board of Health of King
County:
The board calls for collaboration between partner agencies and local jurisdictions
to address water pollution in King County and encourages action to:
A. Develop a list of all septic systems located in King County;

42	B. Update the King County On-site	e Septic System Management Plan, July 2007;
		separe a journal ramagement a man, e way 2001,
43	and	
44	C. Seek sustainable funding to supp	port a countywide system to oversee the proper
45	management of septic systems.	
46		
		BOARD OF HEALTH KING COUNTY, WASHINGTON
		KING COUNTY, WASHINGTON
		J. Joseph McDermott, Chair
	ATTEST:	J. Joseph McDefiniott, Chan
	Anne Noris, Clerk of the Board	
	Aime Norts, Clerk of the Board	
	Attachments: None	



King County Board of Health

Staff Report

Agenda Item No: 11 Date: February 10, 2016

Resolution No. BOH 16-03 Prepared by: Lynn Schneider, Robin Hill

Subject

A resolution highlighting the need for collaboration between partner agencies and local jurisdictions to address water pollution from septic systems in King County.

Summary

Although the Environmental Health Services Division (EHS) of Public Health – Seattle & King County is required to monitor existing on-site sewage systems (OSS), ensure that regular inspections are completed, and conduct proactive inspection and enforcement, there is no sustainable funding source for this work. EHS does not currently have the capacity to perform inspections or proactively address problems before OSS fail. An unknown number of failing septic systems in King County contribute to surface and groundwater pollution in streams, lakes, aquifers, and Puget Sound. When OSS fail, people can be exposed to a variety of pathogens from human waste and chemicals via contaminated drinking water, direct contact with surface water, and consumption of unsafe shellfish. In King County, collaboration is needed to develop a list of all septic systems, update Public Health's King County Septic System Management Plan, and pursue sustainable funding for the implementation of the OSS oversight plan.

Background

Health impacts

Nationally, failing OSS are responsible for numerous waterborne disease outbreaks and are believed to be a major cause of groundwater contamination in the United States. Over the last 14 years, King County has received over 4,000 complaints about failing OSS polluting creeks, contaminating drinking water wells, polluting shellfish and exposing children to sewage. There are also safety issues related to abandoned septic tanks, illustrated by recent news stories about children falling into septic tanks; one such incident resulted in a fatality.

There is documented pollution from septic systems, agriculture, and other sources that result in pollution of 192 listed segments of rivers, streams, or marine waters and 834 acres of potential commercial shellfish beds in Puget Sound. In King County, failing OSS contribute to pollution of Vashon Island's marine waters. Vashon's Quartermaster Harbor's (QMH) commercial shellfish beds, which are in the Puyallup Tribe's treaty-fishing area, are closed to harvesting creating an estimated loss of \$1 million per year to the Tribe and its members. Quartermaster Harbor has been designated by King County as a Marine Recovery Area (MRA) pursuant to State law, with additional inspection, monitoring, and enforcement requirements. Other areas in

and around Vashon are designated or will be designated as MRAs in the near future. In other parts of King County, failing septic systems have contaminated wells and storm water ponds.

Current regulations

Public Health is mandated by Washington State code (Chapter 246-272A WAC) to monitor and regulate septic systems in order to protect the public's health. Further, Public Health is mandated by RCW 70.118A to implement a septic system management plan. The plan for King County was last updated in 2007. Regulations for OSS are detailed in Board of Health Code Title 13. In addition, RCW 90.72.045 requires establishment of shellfish protection districts when the State Department of Health has closed or downgraded the classification of a recreational or commercial shellfish growing area; currently in King County there are several open areas that are threatened.

RCW 70.05.190 authorizes Puget Sound county Boards of Health to impose an annual fee on septic system owners through contracting with county treasurers to collect such a fee in accordance with RCW 84.56.035. A recent Washington state Department of Health panel recommended that the 12 Puget Sound counties collect \$40 per OSS property owner annually to fund comprehensive OSS programs in each county. Such a fee would require a Rule & Regulation from the Board of Health.

WAC 246-272A-0015 requires counties to undertake the following activities, at a minimum, as a part of the oversight of OSS:

part of the oversight of OSS.		
Required Activities		
Maintain inventory of all OSS	Maintain records of operation and	
 Identify high-risk areas 	maintenance activities	
Develop & tailor operation and maintenance requirements to high risk	 Enforce septic system owner requirements 	
areas	Assure coordination with local	
 Facilitate owner education 	comprehensive plans	
	 Implement water quality monitoring 	

What other counties do and how they fund their efforts

OSS oversight, scope of services, and funding strategies vary from county to county.

- Through local Board of Health action San Juan, Whatcom and Clark Counties charge annual fees to each OSS owner to support oversight of OSS operation and management and ensure that failed OSS are fixed.
- Skagit and Thurston Counties charge fees to property owners, in shellfish protection districts only, to support monitoring and compliance focused on failing OSS known to be contaminating shellfish beds.
- Island and Kitsap Counties dedicate a portion of their storm water control fees to address pollution from OSS.

Current status

EHS, in partnership with King County Information and Technology and the Department of Natural Resources and Parks, has been developing a comprehensive database over the last year

using grant funding; when complete, the database will contain an accurate list of existing OSS. Eventually, the database will include maintenance records and other information that would support efforts by EHS and the King County Department of Natural Resources and Parks to efficiently and proactively identify failing OSS that are sources of water contamination. If adopted, an OSS fee would provide King County with the monitoring capacity necessary to use this information to work with OSS owners to fix or replace their failing systems.

King County residents that are not connected to a sewer system use onsite sewage systems to properly treat their wastewater. Based on current data collection progress, it is estimated that at least 40,000 septic systems treat wastewater from homes and businesses, serving more than 6% of King County's developed properties. While septic systems protect water quality when designed, installed, and used correctly, it is estimated that more than 20,000 septic systems in King County were installed prior to safe design and installation standards and pose a potential threat to human health and/or groundwater. These systems potentially result in over 1 billion gallons of insufficiently treated wastewater from inadequate septic systems each year.

In absence of a sustainably funded program, the King County community will experience ongoing risk of shellfish beds being closed due to pollution, human health impacts due to polluted drinking water and surface water, and costly repairs to homeowners due to early failure of their septic systems resulting from improper use and maintenance.

Equity concerns

Many of the poorly functioning systems are located in lower socioeconomic status areas. Some property owners in these areas are unaware they have OSS or do not know how to maintain OSS, resulting in unsafe waste disposal practices that have contributed to groundwater contamination. When these systems fail, many owners face expensive repair bills that they are unable to afford. Additionally, many parcels in socioeconomically disadvantaged areas contain OSS permitted as "temporary until sewer," but sewer districts lack financial incentives to expand to these areas. As a result, these "temporary" septic systems have been in use longer than they were meant to and are probable contributors to groundwater contamination. Due to a lack of information on how to maintain OSS, inability of owners to afford OSS repairs or connection to sewer, and the presence of temporary septic systems, it is likely that socioeconomically disadvantaged communities are experiencing higher levels of groundwater contamination than other areas of King County.

To address the pollution problems in these areas, it is important to know how many homes are served by failing systems. These areas need Public Health staff to address failing systems and to work with septic systems owners to ensure proper septic system use and routine maintenance. Properly functioning septic systems are vital to protecting public health, preserving highly valued groundwater, lakes, streams, and Puget Sound and avoiding costly repairs that can result from neglect.

Collaboration and stakeholder interest

As a member of the federally-funded, multi-jurisdictional Puget Sound Partnership, King County is actively working towards achieving a healthy Puget Sound by 2020. Clean water is prioritized

by the federal government through the National Estuaries Program, by Washington State via funding through the Healthy Puget Sound initiative, and locally through the work of the King County's Wastewater Treatment Division. With a sustainably funded OSS program, these efforts could be supplemented by finding failing septic systems and ensuring failing systems are fixed.

Healthy surface and groundwater in King County requires a collaborative approach from many King County entities (Public Health - Seattle & King County, Department of Natural Resources and Parks, King County Information Technology, and the King County Executive and the Assessor), as well as those involved in wastewater treatment (including local jurisdictions and sewer districts), to develop a robust system to identify and monitor septic systems, provide education to septic system owners and installation and maintenance professionals, and potentially bill septic system owners.

There are numerous stakeholders interested in supporting septic system management to ensure septic systems are cost effective and function properly to protect ground water for drinking, commercial and recreational shellfish harvesting, and rivers, streams, and Puget Sound for swimming. Stakeholders include the many King County agencies (listed above), and those entities involved in wastewater treatment (including local jurisdictions and sewer districts), the septic system industry and real estate professionals. Stakeholders support the proposal to develop a robust system to identify and monitor septic systems, provide education to septic system owners and installation and maintenance professionals, and potentially charge a fee to septic system owners.

Attachments

1. BOH Resolution 16-03

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Materials for Items 12 and 13 will be available at the meeting.		